

## **FISCAL NOTE**

### **HB 2846 - SB 3025**

February 29, 2000

**SUMMARY OF BILL:** Adds five new definitions to the Water Quality Control Act. Requires the Department of Agriculture, Division of Forestry, to promulgate certain rules that define best management practices. Authorizes the Department of Environment and Conservation to issue a stop work order for certain silvicultural operations that are creating water pollution, if the operator fails or refuses to use best management practices. The stop work order would remain in effect until the water pollution problem is remedied or rectified. Requires any logger who had violated the provisions of the Tennessee Water Quality Control Act within the previous 2 years to file written notification with the Commissioners of Agriculture and Environment and Conservation before commencing a silvicultural activity. The notification must include certain information as to the name and address of the owner/operator, location where the activity took place with estimated acreage, beginning date and anticipated length of the silvicultural activities. A request for a hearing must be filed with the Commissioner of Environment and Conservation within 10 days of the receipt of the stop work order. Requires that the hearing be commenced within 3 working days and a decision rendered at the conclusion of the hearing. Requires the hearing to be conducted by the Commissioner of Environment and Conservation in accordance with the Uniform Administrative Procedures Act. The Water Quality Control board is required to promulgate certain rules regarding implementation of the stop work order provision.

#### **ESTIMATED FISCAL IMPACT:**

**Increase State Expenditures - \$75,048 Recurring  
\$10,000 One-Time**

Estimate assumes increased expenditures for two positions and related expenses to enforce the provisions of the bill in the Department of Environment and Conservation.

#### **CERTIFICATION:**

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director

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